

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – A.P.Civil Services (Executive Branch) Rules, 1992 – Promotion of Smt K.Jhansi Lakshmi, Tahsildar, as Deputy Collector as per seniority – adhoc Promotion - Accorded - Orders – Issued.

REVENUE (SER.I) DEPARTMENT

G.O. Ms. No. 116

Dated:22.02.2013.
Read the following :-

- 1.G.O. Rt. No. 1449, Rev.(Ser.I)Dept., dated : 08.10.2010.
- 2.G.O. Rt. No. 215, Rev. (Ser.I) Dept., dated : 23.03.2011
- 3.From the Hon'ble A.P Administrative Tribunal, interim orders dated 13.12.2011 in O.A.No.1630/2011
- 4.From the Spl.CS & CCLA, A.P., Hyderabad Lr.No.D1/72/2012 dated 26.09.2012.
- 5.Memo No.13766/Ser-I(1)/2011-2, Rev (Ser-I) Dept., dt.30.11.2012
- 6.From the Spl.CS & CCLA, A.P., Hyderabad Lr.No.D1/72/2012 dt.11.01.2013

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ORDER :

In the G.O. 1st read above, based on the proposals received from the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad, an estimate of 193 vacancies of Deputy Collectors was approved for the year 2010-2011. Accordingly, the Departmental Promotion Committee meeting met on 20.11.2010 at 11.00 AM and considered for inclusion of 193 names of the officers in the adhoc panel of Deputy Collectors for the year 2010-2011, in which the name of Smt K.Jhansi Lakshmi, Tahsildar has been included, but deferred due to pendency of disciplinary case at Sl.No.119, against the roster point 14.

2. In the reference 2nd read above, Government accorded adhoc promotion to the 94 Tahsildars, Section Officers, Superintendents to the category of Deputy Collectors included in the panel for the year 1998-99 to 2010-11 as per seniority list, as shown in the Annexure-I enclosed to letter dated 27.11.2010 & 04.02.2011 of the Spl.CS & Chief Commissioner of Land Administration, with the certain conditions.

3. In the reference 3rd read above, the Hon'ble Tribunal have passed the following interim order dated 30.12.2011 in O.A.No.1630/2011

"Pending disposal of the O.A., in view of the judgments of this Tribunal in O.A.No.2027/2008 dated 21.10.2008, O.A.No.7138/2008 dated 22.12.2008 and the judgment of Hon'ble High Court reported in 2010(4) ALT 374 (D.B) between Government of A.P., rep by its Principal Secretary, Revenue Department and another Vs. A.Rajeswara Reddy, there shall be an interim direction to the respondents to consider the claim of the applicant for promotion to the post of Deputy Collector, as per seniority, eligibility, without reference to the departmental proceedings pending against her."

3. In the reference 4th read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has recommended to reconsider the promotion of Smt K.Jhansi Lakshmi, Tahsildar, Vuyyur (M), Krishna District to the post of Deputy Collector keeping in view of the interim orders of the Hon'ble APAT in O.A.No.1630 of 2011 dated 30.12.2011 and subject to outcome of disciplinary proceedings pending against her, as the individual was already included and deferred due to pendency of disciplinary case for the panel year 2010-2011 at Sl.No.119.

(P.T.O)

4. In the reference 5th read above, the Special Chief Secretary & Chief Commissioner of Land Administration., A.P., Hyderabad has been requested to furnish, whether the charges pending against Smt K.Jhansi Lakshmi is grave one (or) is not involved of moral turpitude, so as to take further necessary action in the matter.

5. In the reference 6th read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that as per the G.O.Ms.No.491, Rev (VIg.III) Dept., dated 16.04.2007 the charges framed against the individual are not grave in nature and the Spl.CS&CCLA, A.P., Hyderabad has recommended to reconsider the promotion of Smt K.Jhansi Lakshmi, Tahsildar, Vuyyur (M), Krishna District to the post of Deputy Collector keeping in view of the interim orders of the Hon'ble APAT in O.A.No.1630 of 2011 dated 30.12.2011 and subject to outcome of disciplinary proceedings pending against her, as the individual was already included and deferred due to pendency of disciplinary case for the panel year 2010-2011 at SI.No.119 and requested to take a decision in the matter.

6. The provisions of Rule 5 of the A.P.State & Subordinate Service Rules, 1996 is as follows :-

“SELECTION POSTS : (a) All first appointments to a State Service and all promotions / appointment by transfer in that service shall be made on grounds on merit and ability, seniority being considered only where merit and ability are approximately equal, by the appointing authority as specified in sub-rule (a) of rule 6 from the panel of candidates. Such panel shall be prepared as laid down in rule 6 by the appointing authority or any other authority empowered in this behalf.”

Keeping in view of the above rule position, all promotions to the State services shall be made after approval of the DPC proceedings. The Law Department has also advised to accord promotion to the category of Deputy Collectors basing on the seniority list.

7. Accordingly, Government have examined the issue in detail and decided to accord temporary promotion to Smt K.Jhansi Lakshmi, Tahsildar to the category of Deputy Collector for the panel 2010-11 as per seniority, subject to outcome of the disciplinary proceedings pending against her and also all court cases pending in different courts.

8. The Government after careful examination and on the analogy of the orders issued in G.O. 2nd read above, the adhoc promotion accorded to Smt K.Jhansi Lakshmi, Tahsildar, as recommended by the Spl.Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad and keeping in view of the interim orders dated 30.12.2011 in O.A.No.1630/2011 is hereby considered in the cadre of Deputy Collector for the panel year 2010-11 basing on the seniority list, subject to outcome of the disciplinary proceedings pending against her and also all court cases pending in different courts basing on promotions to the cadre of Deputy Collector as the individual was already included and deferred due to pendency of disciplinary case for the panel of Deputy Collector in the year 2010-2011 at SI.No.119, against the roster point 14.

9. The posting orders to the individual will be issued separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Spl.CS & Chief Commissioner of Land Administration, Hyderabad.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER